



I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:

OCT 20 2003
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PATENT
Attorney Docket No.: 016930-000811US
Client Reference No.: 3013B

On October 17, 2003

TOWNSEND and TOWNSEND and CREW LLP

By: Judith Cote

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Heidrun Engler et al.

Application No.: 08/889,355

Filed: July 8, 1997

For: COMPOSITIONS AND METHODS
FOR THERAPEUTIC USE

Examiner: Michael C. Wilson

Art Unit: 1632

**SUPPLEMENTAL INFORMATION
DISCLOSURE STATEMENT UNDER 37
CFR §1.97 and §1.98**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The reference cited on attached form PTO/SB/08B is being called to the attention of the Examiner. A copy of the reference is enclosed.

It is respectfully requested that the cited references be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

As provided for by 37 CFR 1.97(g) and (h), no inference should be made that the information and references cited are prior art merely because they are in this statement and no representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information.

10/23/2003 SSITHIB1 00000131 201430 08889355
02 FC:1253 950.00 DA

OCT 20 2003

O I P E
U.S. PATENT AND TRADEMARK OFFICE

Substitute for form 1449B/PTO

INFORMATION DISCLOSURE
STATEMENT BY APPLICANT

(use as many sheets as necessary)

Sheet 1 of 1

C m pl te if Kn wn

Application Number 08/889,355

Filing Date July 8, 1997

First Named Inventor Heidrun Engler

Art Unit 1632

Examiner Name Michael C. Wilson

Attorney Docket Number 016930-000811US

U.S. PATENT DOCUMENTS+					
Examiner Initials*	Cite No. ¹	Document Number Number Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	AA	US-			
	AB	US-			

FOREIGN PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)			
	AC				<input type="checkbox"/>
	AD				<input type="checkbox"/>

NON PATENT LITERATURE DOCUMENTS					
Examiner Initials *	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.			T ²
	AE	Pagliaro et al. "Repeated Intravesical Instillations of an Adenoviral Vector in Patients with Locally Advanced Bladder Cancer: A Phase I Study of p53 Gene Therapy." <i>J. of Clinical Oncology</i> , Vol. 21, No. 12. June 15, 2003: pp. 2247-2253.			<input type="checkbox"/>

Examiner Signature	Date Considered
--------------------	-----------------

¹EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

²Applicant's unique citation designation number (optional). ²Applicant is to place a check mark here if English language Translation is attached.